

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

-against-

08 CRIM 361 (PAC)

JAMES BONCZEK,

Defendant.

NOTICE OF MOTION

PLEASE TAKE NOTICE, that upon the Memorandum of Law and accompanying Declaration of Susan Necheles submitted in support, Defendant James Bonczek hereby moves this Court pursuant to Federal Rule of Criminal Procedure 12(b)(3)(C) to suppress (1) all evidence seized from his apartment located at 6 Stuyvesant Oval, Apartment 8H, (2) all evidence seized from the apartment of Sanford Friedman, located at 37 West 12th Street, Apartment 10F, and (3) the statement allegedly made by Mr. Bonczek to the police on October 18, 2007..

Dated: New York, New York
July 1, 2008

Yours, etc.

HAFETZ & NECHELES

s/

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